

HOUSE BILL 1566

By Gant

AN ACT to amend Chapter 167 of the Private Acts of 1994; as amended by Chapter 39 of the Private Acts of 2020 and Chapter 52 of the Private Acts of 2022; and any other acts amendatory thereto, relative to the charter of the Town of Oakland.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 4 of Chapter 167 of the Private Acts of 1994, as amended by Chapter 39 of the Private Acts of 2020, Chapter 52 of the Private Acts of 2022, and any other acts amendatory thereto, is amended by adding the following as a new subsection:

37. Impose such fees on persons or entities developing land within the corporate limits as the city deems appropriate to pay the cost of capital improvements and other expenses related to such developments, including, but not limited to, improvements and expenses for street repair and construction, water services and/or facilities, wastewater and reclaimed water services and/or facilities, stormwater and drainage services and/or facilities, educational services and/or facilities, parks and recreational facilities, police protection, fire protection, garbage collection and/or disposal, and the providing of administrative services.

SECTION 2. Section 7 of Chapter 167 of the Private Acts of 1994, as amended by Chapter 39 of the Private Acts of 2020, and any other acts amendatory thereto, is amended by adding the following as a new subsection:

5. The Board of Mayor and Aldermen by majority vote of the full Board shall have the power and authority to appoint and remove all directors and/or department heads, including the Town Recorder. Department heads and the Town Recorder serve at the pleasure of the board and may be removed at any time.

SECTION 3. Section 14 of Chapter 167 of the Private Acts of 1994, as amended by Chapter 39 of the Private Acts of 2020, and any other acts amendatory thereto, is amended by deleting subsection 1 and substituting the following:

1. To discipline all directors and/or department heads and to appoint and remove all subordinate officers and employees, in accordance with any personnel rules and regulations adopted by ordinance or resolution of the Board. He may authorize any administrative officer who is subject to his direction and supervision to exercise these powers with respect to subordinates in that officer's department or office;

SECTION 4. Section 15 of Chapter 167 of the Private Acts of 1994, as amended by Chapter 39 of the Private Acts of 2020, and any other acts amendatory thereto, is amended by deleting the section and substituting the following:

SECTION 15. Be it further enacted, that the Board shall appoint a Town Recorder, who also may be appointed to the position of Finance Director. The Recorder shall keep and preserve the Town seal and all official records not required by law or ordinance to be filed elsewhere; to attend all meetings of the Board and to maintain a journal showing the proceedings of all such meetings, the Aldermen present and absent, each motion considered, the title of each resolution and ordinance considered and the vote on each question; and to prepare and certify copies of official records. The Recorder shall maintain the Oakland Municipal Code in a current and usable manner and shall furnish the Mayor and each Alderman with a copy of said code upon his assuming office for his use during his term of office.

When serving in the position of Finance Director, the Recorder shall act as Tax Collector and issue receipts for taxes collected and entered on the tax books the payment of taxes on the date on which they are collected.

When serving in the position of Finance Director, the Recorder shall serve as Treasurer and as such shall receive and keep safely all funds of the Town and shall pay out same upon warrants signed by him and the Mayor.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Oakland. Its approval or non-approval shall be proclaimed by the presiding officer of the legislative body and certified by him to the Secretary of State.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 5.